Entered on Docket March 30, 2023

EDWARD J. EMMONS, CLERK U.S. BANKRUPTCY COURT NORTHERN DISTRICT OF CALIFORNIA



MICHAEL A. SWEET (SBN 184345) 1 msweet@foxrothschild.com EDWARD J. TREDINNICK (SBN 84033) The following constitutes the order of the Court. 2 etredinnick@foxrothschild.com Signed: March 30, 2023 3 JACK PRAETZELLIS (SBN 267765) jpraetzellis@foxrothschild.com FOX ROTHSCHILD LLP M. Elaine Hammond 345 California Street, Suite 2200 5 San Francisco, California 94104 Telephone: (415) 364-5540 M. Elaine Hammond Facsimile: (415) 391-4436 6 U.S. Bankruptcy Judge 7 Attorneys for Chapter 7 Trustee Richard Marshack 8 UNITED STATES BANKRUPTCY COURT 9 NORTHERN DISTRICT OF CALIFORNIA 10 SAN JOSE DIVISION 11 Case No. 21-51255-MEH In re: 12 DUTCHINTS DEVELOPMENT LLC. Chapter 7 13 Debtor. ORDER AUTHORIZING RULE 2004 14 **EXAMINATION OF OF VARIOUS** INDIVIDUALS AND ENTITIES CONNECTED TO THE DEBTOR 15 [No Hearing Required] 16 17 18 Upon the Ex Parte Application for Bankruptcy Rule 2004 Examination of Various Individuals 19 and Entities Connected to the Debtor (the "Application") of Richard Marshack, Trustee of the Estate 20 of Dutchints Development LLC, ("Debtor") and good cause appearing therefor, IT IS HEREBY 21 ORDERED as follows: 22 The Trustee may serve a deposition subpoena upon the individuals and entities listed 23 on Exhibit A hereto. 24 2. The Trustee may serve upon the individuals and entities listed on Exhibit A hereto 25 subpoenas for the production of the categories of documents set forth in Exhibit B hereto. 26 27 28

Case: 44786736.255 Doc# 325 Filed: 03/30/23 Entered: 03/30/23 16:09:44 Page 1 of 7

# 

## **EXHIBIT A**

## **List of Individuals and Entities**

<u>#</u>	Last Name/Entity	<u>First</u>
		<u>Name</u>
1.	Tashjian	Shoushan
2.	Arnett	Kaela
3.	Spieker	Todd
4.	Spieker	Catherine
		R.
5.	Newmark Knight Frank	
6.	Hopman	Joel
7.	Suddjian	Keith
8.	Mancini	Randy
9.	Mancini	Karol

Case: 21-51-255 Doc# 325 Filed: 03/30/23 Entered: 03/30/23 16:09:44 Page 2 of 7

1	EXHIBIT B		
2	DOCUMENTS TO BE PRODUCED		
3	<u>DEFINITIONS</u>		
4	A. The term DEBTOR shall mean Dutchints Development LLC.		
5	B. The term DEBTOR-AFFILIATES shall mean the following persons or entities:		
6	a. 1210 Fremont Ave LLC		
7	b. 1575 Grant Road LLC		
8	c. 18500 Marshall Ln LLC		
9	d. 18771 Homestead Rd. LLC		
10	e. 1900 Warburton Ave		
11	f. 1st Street Group LLC		
12	g. 1st street Group LLC		
13	h. 24925 Oneonta Drive LLC		
14	i. 26088 Duval LLC		
15	j. 5150 ECR Group		
16	k. 5150 ECR Group LLC		
17	1. 5150 ECR Partners LLC		
18	m. 570 S. Rengstorff Group LLC		
19	n. 980 Golden Way LLC		
20	o. ADL 2 LLC		
21	p. Any other entity known to the person responding to this		
22	subpoena to have any point been owned or controlled, in any		
23	manner whatsoever, by the DEBTOR or any DEBTOR-		
24	AFFILATE		
25	q. Arnett, Kaela		
26	r. DD 1503 Grant Road LLC		
27	s. DD 1 <sup>st</sup> Street Group LLC		
28	t. DD 20 <sup>th</sup> Street Group LLC		

1		
	u.	DD 5150 ECR Partners LLC
2	v.	DD 570 S. Regstroff Group LLC
3	W.	DD Bulb Rd LLC
4	х.	DD Fund 2 LLC
5	y.	DD Fund Manager LLC
6	Z.	DD GPI LLC
7	aa.	DD Icon Partners LLC
8	bb.	DD San Carlos Avenue Group
9	cc.	DD Stonebrook Drive LLC
10	dd.	DD VDG Group LLC
11	ee.	DD Warburton Group LLC
12	ff.	DD/HLC 360 Saratoga Ave LLC
13	gg.	Dutchints LLC
14	hh.	Flip Fund LLC
15	ii.	Fund 2 LLC
16	jj.	San Carlos Ave
17	kk.	San Carlos Group LLC
18	11.	Stonebrook Drive LLC
19	mm.	T Properties LLC
20	nn.	Tashjian Properties LLC
21	00.	Tashjian, Madeline
22	pp.	Tashjian, Vahe
23	qq.	TPPG, LLC
24	rr.	Urban Catalyst
25	SS.	Vahe S. Tashjian 2018 Living Trust Dated December 19,
26		2018
27	ff	Vera Ave RC LLC

28

uu. Warburton Group LLC

vv. Whitman, Aline Tashjian

ww. Tashjian, Shoushan

### **CATEGORIES FOR PRODUCTION**

- 1. All documents, communication, and electronically stored information relating to the DEBTOR.
- 2. All documents, communication, and electronically stored information relating to any DEBTOR-AFFILIATES. To the extent the party responding to this subpoena is defined as a DEBTOR-AFFILIATE, this category shall be limited to communication relating to any DEBTOR-AFFILIATE excluding the responding party.
- 3. All documents, communication, and electronically stored information relating to any current or former ASSET of the DEBTOR. The term "ASSET" shall mean any personal property (e.g., cash, bank accounts, membership interests in limited liability companies, stock in corporations), real property (e.g., real estate), or intellectual property (e.g., trademarks, copyrights, patents) that was owned, in whole or in part, directly or indirectly, by the DEBTOR or any DEBTOR-AFFILATE.
- 4. All documents, communication, and electronically stored information relating to any current or former ASSET of any DEBTOR-AFFILATE.
- To the extent not already provided in response to this subpoena, documents, communication, and electronically stored information relating to the financial affairs of the DEBTOR.
- 6. To the extent not already provided in response to this subpoena, documents, communication, and electronically stored information relating to the financial affairs of any DEBTOR-AFFILATE.
- 7. To the extent not already provided in response to this subpoena, documents, communication, and electronically stored information relating to the transfer of any ASSET between

the DEBTOR and the DEBTOR-AFFILIATES.

8. To the extent not already provided in response to this subpoena, documents, communication, and electronically stored information relating to the transfer of any ASSET between the DEBTOR and any entity other than the DEBTOR-AFFILIATES.

9. All documents and communication relating to 1877 Homstead Road, including but not limited to, the acquisition and development of that property.

\*\*END OF ORDER\*\*

## Court Service List

All relevant parties served by ECF

Case: 21-51255 Doc# 325 Filed: 03/30/23 Entered: 03/30/23 16:09:44 Page 7 of 7